

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

MarLa M.,

Plaintiff(s),

vs.

Commissioner of Social Security,

Defendant(s).

**2:24-cv-01446-MDC**

**Order Directing Plaintiff To File Complaint On  
Correct Form**

Before the Court is *pro se* plaintiff MarLa M.'s *Notice of Hearing Decision* (ECF No. 12). Plaintiff appears to have attempted to file an amended complaint. However, plaintiff failed to use the Court's Form Complaint. Instead, plaintiff filed what appears to be a letter and two pages of response. ECF No. 12. The Court will give plaintiff an opportunity to file her amended complaint using the correct complaint form.

**BACKGROUND**

Plaintiff initially filed her Complaint (ECF No. 1-1) with her initial IFP application (ECF No. 1). Although plaintiff used the proper pre-printed for her Complaint, she failed to provide sufficient information about her claims as required by Rule 8 of the Federal Rules of Civil Procedure. Thus, the Court dismissed her Complaint for failing to comply with Rule 8. *Id.* The Court also denied her first IFP application because it could not determine whether plaintiff qualified for IFP at the time. ECF No. 7. The Court ordered her to submit a new long-form IFP application together with an amended complaint that provides more information about her claims. *Id.*

**PLAINTIFF'S EFFORTS TO CORRECT**

Plaintiff submitted her second IFP application which satisfied the Court's questions about her finances and thus, the Court granted her second IFP. Plaintiff, however, did not submit an amended complaint. *See* ECF No. 11. The Court ordered plaintiff to file an amended complaint by October 16, 2024. *Id.* However, plaintiff did not submit an amended complaint using the proper form and providing

1 additional details about her claims. Instead, she filed a document titled “*Notice of Hearing Decision*”  
2 (ECF No. 12), which includes a copy of a July 2, 2024, letter from the Social Security Administration  
3 with her notes and scribbles on the letter, and two separate pieces of paper that contain what seems to be  
4 plaintiff’s response to that letter. Plaintiff’s “*Notice of Hearing Decision*” (ECF No. 12) is not a proper  
5 amended complaint, nor can the Court reasonably interpret it as an amended complaint. The plaintiff  
6 previously used the correct pre-printed form “Complaint for Review of a Social Security Disability or  
7 Supplemental Security Income Decision” (*see* ECF No. 1-1) but did not provide sufficient information  
8 and details at Section III (titled “Statement of Claim”) on the form.

9 The Court will give plaintiff another opportunity to submit a proper amended complaint using  
10 the form “Complaint for Review of a Social Security Disability or Supplemental Security Income  
11 Decision,” and for plaintiff to provide sufficient information/details about her claim at Section III (titled  
12 “Statement of Claim”) on the form.

13 ACCORDINGLY,

14 **IT IS ORDERED that:**

- 15 1. The Court defers screening plaintiff’s complaint and orders her to file a proper amended  
16 complaint on the Court provided form “Complaint for Review of a Social Security Disability  
17 or Supplemental Security Income Decision” and for plaintiff to provide sufficient  
18 information/details about her claim at Section III (titled “Statement of Claim”) by no later  
19 than **December 6, 2024**.
- 20 2. The Clerk of Court is kindly directed to send to plaintiff [1] a copy of this order, [2] the Form  
21 Complaint for Review of a Social Security Disability or Supplemental Security Income  
22 Decision, and [3] a copy of the Court’s previous order (ECF No. 11).

23 DATED this 6<sup>th</sup> day of November 2024.

24 IT IS SO ORDERED.

25   
Hon. Maximiliano D. Couvillier III  
United States Magistrate Judge